

Maine Revised Statutes
Title 22: HEALTH AND WELFARE
Chapter 419: HOME HEALTH SERVICES

§2147. EXCLUSIONS

The following are exempt from the provisions of this chapter: [1983, c. 570, (NEW) .]

1. Hospice organizations; volunteer services. Hospice organizations in which services are provided substantially by volunteers;

[1983, c. 570, (NEW) .]

2. Families, friends and neighbors. Families, friends and neighbors;

[1983, c. 570, (NEW) .]

3. Sole practitioners. Sole practitioners otherwise licensed by the State;

[1983, c. 570, (NEW) .]

4. Physicians. Services provided directly by physicians;

[1983, c. 570, (NEW) .]

5. Elderly nutrition programs. Elderly nutrition programs;

[1983, c. 570, (NEW) .]

6. Chore services. Chore services;

[1983, c. 570, (NEW) .]

7. Pharmacy or medical supply company. Any pharmacy or medical supply company which furnishes no home health services to persons in their homes except supplies;

[1983, c. 570, (NEW) .]

8. Persons or agencies contracting or arranging home health services. Anyone contracting or arranging for home health services provided by home health care providers licensed or excluded under this chapter;

[1983, c. 570, (NEW) .]

9. Departments. Departments of State Government;

[1983, c. 570, (NEW) .]

10. Facilities licensed pursuant to chapter 405. Hospitals, intermediate care facilities, skilled nursing facilities or other facilities licensed pursuant to chapter 405 when the services are provided to clients residing in those facilities, or to 6 or fewer clients at any one time in their homes under a plan of care approved by the department or its designee when it is documented in the patient's record that the licensed home health care agency or agencies serving the patient's area:

A. Have indicated that they are unable to provide those services; or [1987, c. 486, §2 (NEW) .]

B. Agree that the plan of care is an acceptable plan. [1987, c. 486, §2 (NEW) .]

The plan of care must meet standards for staff qualifications and supervision consistent with the standards required of licensed home health care providers;

[1987, c. 486, §2 (AMD) .]

11. Licensed residential care facilities. Residential care facilities licensed pursuant to chapters 1663 and 1664 when the services are provided to clients residing in those facilities;

[2001, c. 596, Pt. B, §8 (AMD); 2001, c. 596, Pt. B, §25 (AFF) .]

12. Municipal entities. Municipal departments or agencies or other municipal entities in their provision of nontherapeutic preventive and promotional health educational services when persons providing those services are employed by the municipality; and

[1989, c. 119, §3 (AMD) .]

13. Speech and hearing centers.

[2013, c. 336, §2 (RP) .]

14. Registered nurse educators. Registered nurse educators.

[2013, c. 336, §3 (NEW) .]

SECTION HISTORY

1983, c. 570, (NEW). 1985, c. 189, §§2,3 (AMD). 1987, c. 486, §2 (AMD). 1989, c. 119, §§2-4 (AMD). 2001, c. 596, §B8 (AMD). 2001, c. 596, §B25 (AFF). 2013, c. 336, §§2, 3 (AMD).

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